THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.No.18941 of 2007

Between:

T.Uma Maheswara Rao. … Petitioner

and

The District Collector, Guntur District and others. … Respondents

ORDER:

It is the case of the petitioner that he purchased the land to an extent of Ac-1-20 cents in Sy.No.905/1-B-1 of Pedakakani Village and Mandal, Guntur District, after making necessary enquiries that the said land is not an assigned land. While so, the 3rd respondent initiated proceedings under A.P.Assigned Lands (Prohibition of Transfers) Act, 1977 (for short "the Act") in Rc.No.15/2007-A, dated 08-06-2007, stating that the land to an extent of Ac.3-00 cents was assigned in favour of one Sri Guduru Venkata Shastry of Pedakakani Village and Mandal and out of which, the petitioner was found in possession of Ac.1-20 cents as a purchaser and, therefore, the said purchase is contrary to Section 3 of the Act and the said land is not alienable under Section 4(a) of the Act and accordingly directed the Mandal Revenue Inspector, Pedakakani to take possession of the said land into the custody of the Government. Aggrieved by the same, the petitioner filed an appeal along with stay application before the 2nd respondent and the same are pending.

I am not inclined to express any opinion as to the merits of the case. However, if any appeal along with stay application are pending as on today, without any objections and the said appeal is in order, status-quo obtaining as on today with regard to the possession shall be maintained, pending disposal of the appeal. However, if the appeal is not in order and it is not pending, without any reference to this order, it is open for the respondents to take appropriate action in accordance with law.

Accordingly, the writ petition is disposed of. There shall be no order as to costs.

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07-09-2007

Note:

Issue C.C. by Monday

(B/o)

Prv